

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION - DETROIT

IN THE MATTER OF:

MICHAEL AND ANDREA FROST,

Debtor.

Case No. 16-56354-PJS
Honorable PHILLIP J. SHEFFERLY
Chapter 13

4275 Dover St.
Jackson, MI 49201
XXX-XX-3256

OBJECTIONS TO POST-CONFIRMATION PLAN MODIFICATION

Creditor, Credit Acceptance Corporation ("Objector") by and through counsel, KILPATRICK & ASSOCIATES, P.C., states:


1. The Debtor filed a voluntary Chapter 13 petition on December 6, 2016.
2. The Debtor's 60-month Chapter 13 Plan was confirmed on September 22, 2017.
3. The confirmed Plan treats the Objector as a Class 5.1 creditor.
4. The proposed Plan modification seeks to cease disbursement to the Objector as a Class 5.1 creditor and treats the Objector as a Class 9 general unsecured creditor.
5. The proposed Plan modification fails to comply with *In re: Nolan* 232 F.3d 528 (6th Cir. 2000) and *In re: Adkins* 425 F3d 296 (6th Cir. 2005).

WHEREFORE, Credit Acceptance Corporation requests the Court to deny confirmation of the Proposed Plan, and to grant such other relief as may be appropriate and just.

Respectfully submitted;

KILPATRICK & ASSOCIATES, P.C.

By:


/s/ MICHAEL T. BROWN
RICHARDO I. KILPATRICK, ESQ. (P35275)
MICHAEL T. BROWN, ESQ. (P71385)
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Date: January 14, 2019

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PROOF OF SERVICE OF OBJECTIONS TO POST-CONFIRMATION PLAN AMENDMENT

CHRISTOPHER MARTUCCI certifies that on the 15th day of January, 2019 he did serve a copy of the OBJECTIONS TO POST-CONFIRMATION PLAN AMENDMENT and PROOF OF SERVICE in the above-captioned matter, with the Clerk of the Court using the ECF system which will send notification of such filing to the following:

William C. Babut: wbabut@babutlaw.com

Krispen S. Carroll: notice@det13ksc.com

Office of the U.S. Trustee: via ECF e-mail

And by depositing same in a United States postal box located in Auburn Hills, Michigan, with the lawful amount of postage fully prepaid thereon, upon the following:

Michael and Andrea Frost
4275 Dover St.
Jackson, MI 49201


/s/ Christopher Martucci
CHRISTOPHER MARTUCCI, an employee of
KILPATRICK & ASSOCIATES, P.C.
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